

1846-004 Chancery Causes: William R. Graham vs. Heirs of Thomas Warren
Lee Co.

Jones, Daugherty, Blakemore, Schafeld, Smith,
Blackmore, Dougherty, Scofield, Potest

CA - Contract Dispute
T - Property

To the Worshipful County Court of Lee County, sitting in Chancery, the bill of complaint of William R. Graham, of said County, respectfully shews:

That on the 30th day of March 1855 he purchased from a certain Thomas Warren, then living in said County & since dead, a certain tract of land supposed to contain one hundred acres, lying in said County on the South side of Powell's river, and on that day the said Warren executed to your orator a bond describing in general terms the boundary thereof, & binding himself & his heirs &c. to make to your orator a good deed of conveyance therefor with general warranty ^{by the 25th day of December 1859}. Your orator contracted to pay him for said land five hundred dollars; and on the same day he executed to the said Warren ten several notes for said purchase money, payable at different times, the last of which was for \$66.00 payable on the 25th day of December 1859. Your orator has paid up all of said purchase money, and as evidence thereof he files herewith, as part of this bill, all of the said notes, marked N^o 1, 2, 3, 4, 5, 6, 7, 8, 9, & 10. Since the date of the said bond the said Warren has departed this life, without having made to your orator any deed of conveyance for said land, leaving the following children & heirs to whom the legal title thereto has descended: Matthew Warren, Rodney Warren, Lorinda Jones, Mariam Jones, Theresa Dougherty, Burdett Blackmore, Adie Scofield who married Joshua Scofield, Susan Smith who married Smith, & whose husband is dead — and Harrison Warren, who is dead, having left, his children & heirs, William Warren, Nancy Warren, Theresa Warren, Larkin Warren, Jane Warren, Martha Warren, Sarah Warren, Susan Warren, Melinda Warren, Theodora Warren, and Catherine Warren. Burdett Blackmore moved with her husband

to some one of the western States
many years ago and died; whether she left children or not
is not known. Lorinda Jones & Mariam Jones are both
widows, their husbands having died before the death of
the said Thomas Warren. ^{Theresa Dougherty, who married} ~~Burdett Blackmore~~ ^{Dougherty}
is still living — her husband abandoned her many years ago & went off from the coun-
try, & nothing has been known of him for many years, so he is presumed to be dead.
~~Adie Scofield~~ ^{Adie Scofield} with her husband, also moved long ago to the west, and
it is not now known where they are, or what has become of
them. Susan, who married Smith is still living, but
her husband has not been heard of for many years, having
left her, and been gone so long without being heard from
that the presumption has arisen that he is dead. Of the
children of Harrison Warren, the said William & Nancy
are over the age of twenty one years — his other children
are within that age, & are minors.

Since the death of the said Thomas Warren, your orator
has had the said tracts of land surveyed by Carr Bailey,
the Surveyor of Lee County, and files herewith his notes
of the boundaries, marked (B). He also files, as part of
this bill, the said title bonds, marked (A). It will be
seen, upon a comparison of the boundaries described in
each of these papers, that the said survey does not exactly
agree with the general description given in the said bonds.
The difference is occasioned by the fact, that the general
lines mentioned in said bonds, from the beginning on the
river around on the Southwest side to the river, include
a small part of a tract of land belonging to Edwards,
who holds the same by a good title, & to which the said
Thomas Warren had no right, and also includes a small
piece of land which, at the time of said sale, was vacant
& unappropriated, and which your orator has since entered
& had surveyed & obtained a patent for. The courses of
the survey made as aforesaid by said Bailey exclude both
of these little pieces, so that those courses embrace less land

than the boundary described in said bonds. But your
orator is unwilling to engage in a course of litigation for
compensation for these deficiencies, and is willing to receive
a conveyance for so much as the said Thomas Warren really
owned, although it be less than he undertook to sell. The
said deficiencies are small, & of but little value.

The prayer of your orator therefore is, that the said
Matthew Warren, Rodney Warren, Lorinda Jones, Mariam
Jones, Theresa Dougherty, the unknown heirs of Burdett
Blackmore, Joshua Scofield & Adie his wife, Susan Smith,
and William Warren, Nancy Warren, Theresa Warren,
Larkin Warren, Jane Warren, Martha Warren, Sarah
Warren, Susan Warren, Melinda Warren, Theodosia
Warren, & Catherine Warren, children & heirs of Harrison
Warren deceased, be made parties defendant to this
bill, and be required to make true answer thereto
upon oath; that a guardian ad litem be appointed
for the said infant children of Harrison Warren
deceased; that your worships will decree to him a
conveyance of the legal title to said land, and as
some of the defendants are not residents of this State,
and many of them are infants, that a Commissioner
be appointed to make such conveyance; and that
your worships will extend to him such other and
general relief as may be suited to his case and
be consistent with equity. May it please your
worships to grant the Complainant's writ of Habeas Corpus.

John T. [unclear], for Comp.

County Court
Wm R. Graham

vs. } Bill in chg.

Th: Warren, Jr.

Exhibits, ~~filed~~

1866 Jan Rules, Bill filed and
Decree nisi vs. resident Dfts,
and order publication vs. the
non-Resident Dfts, and continued
" Feb. Rules - Decree nisi conf'd vs.
Resident Dfts and cont. for publication
as to non-residents,
" March - Order Pub. completed &
Decree nisi vs. non-Residents & cont'd
April - Decree N. confirmed vs.
non Residents & Patrick Hagan
appointed Guardian ad litem
of Infant Dfts & continued
May - Cause set for hearing by Court
" Term Decree & Com. appointed
to make Deeds & Cont.
1866 June Final decree & Stricker
from the docket.

To the Worshipful County Court of Lee County in Chancery sitting, the bill of complaint of William R. Graham, of the said County, respectfully shews:

That on the 30th day of March 1855 he purchased from a certain Thomas Warren a tract of land supposed to contain about one hundred acres, lying on the South side of Powell's river in the said County, and on that day the said Warren executed to your orator a bond describing in general terms the boundary thereof, & binding himself & his heirs, &c. to make to your orator a good deed therefor with general warranty. Your orator contracted to pay him for said land five hundred dollars, and on the same day he executed to said Warren several notes for the said purchase money, payable at different times, the last of which was for \$66.00 payable on the 25th day of December 1859. Your orator has paid up all of said purchase money, and files herewith as part of this bill all of his notes therefor as evidence of such payment, marked N: 1, 2, 3, 4, 5, 6, 7, 8, 9, & 10. The said Warren has departed this life since the date of the said bond, without having made to your orator any conveyance of the title to said land, leaving the following children & heirs, to whom the legal title thereto has descended: Matthew Warren, Rodney Warren, Lorinda Jones, Mariam Jones, Theresa Doughty, his children living - Lorinda Jones & Mariam Jones are both widows, their husbands being dead; his daughter Burdett Blakemore ^{lived in the State of Indiana} was also a widow, and is likewise dead, and your orator knows not what children or heirs she left; Harrison Warren, another son of said Thomas Warren, lived in this County, and recently died, leaving the following children his heirs, William Warren, Nancy Warren, Theresa Warren, Larkie Warren, Jane Warren, Martha Warren, Sarah Warren, Susan Warren, Melinda Warren, Theodocia Warren, & Catherine Warren; the said William Warren is over Twenty one

years of age, the other his brother & sister are infants under twenty one years old.

Since the death of the said Thomas Warren, your orator has had the said tract of land surveyed by Carr Bailey the Surveyor of this County, and files herewith his notes of the boundaries marked (B). He also files as part of this bill the said title bond, marked (A). It will be seen upon a comparison of the boundaries described in each of these papers, that the said survey does not exactly agree with the general description given in the said bond. The difference is occasioned by the fact, that the general lines mentioned in said bond from the beginning on the river around on the South & West sides to the river include a small part of a tract of land belonging to Edward who holds the same by a good title & which the said Thomas Warren had no right to, and also include a small piece of land which at the time of said sale was vacant and unappropriated, and which your orator has since entered & had surveyed & obtained a patent for. The courses of the survey made as aforesaid by said Bailey exclude both of these little pieces, so that those courses embrace less land than the boundary described in said bond. But your orator is unwilling to engage in a course of litigation for compensation for these deficiencies, and is willing to receive a conveyance for so much as the said Thomas Warren really owned, though it be less than he undertook to sell. The said deficiencies are small & of but little value.

The prayer of your orator therefore is, that the said Matthew Warren, Rodney Warren, Lorinda Jones, Mariam Jones, Theresa Dougherty, the unknown heirs of Burdette Blakemore, and the said William Warren, Nancy Warren, Theresa Warren, Larkin Warren, Jane Warren, Martha Warren, Sarah Warren, Susan Warren, Melinda Warren, Theodora Warren,

and Catherine Warren, children & heirs of Harrison Warren deceased, be made parties defendant to this bill, and be required to make true answer thereto on oath; that guardians ad litem be appointed for the said infant children of Harrison Warren deceased; that your worship will decree to him a conveyance of the legal title to said land, and as some of the defendants are not residents of this State, and there are many of them infants, that a Commissioner be appointed to make such conveyance; and that your Worship will extend to him such other & general relief as may be suited to his case & be consistent with equity. May it please your worship to grant the Com^{missioner} the ^{same} &c, directed &c.

John T. Jones,
for Com^{missioner}.

County Court

Wm R. Graham

vs. $\frac{3}{4}$ Bill - Chs

Thos Wauers heirs

Exhibits filed.

1864, Decr Rules, order
publication made against
the non-resident Defendants,
& David Miller appointed
guardian ad litem of the
infant defendants,

1866- Jan, Feb-March, April
May, June, July, August
Sept., Nov. Rules continued

~~Decr Rules~~ Dismissed by
order of Complainant

Chs - 433

W. R. Graham vs. J. Warren's heirs - Chy.

Peter C. Johnston, the Commissioner appointed by a former decree in this cause to execute & acknowledge for record the deed in said decree mentioned, this day filed his report, together with the said deed, and the said deed being in conformity with said decree & having been properly acknowledged for record by the said Commissioner, the said report is affirmed, and it is therefore ordered and decreed, that the said deed be recorded and delivered to the Compt. Graham; and this cause is ordered to be stricken from the docket.

W. R. Graham

J. } Decree, final.

T. Warren's heirs

June term 1866

Entered Pages 483
And 484.

Wm R. Graham vs. T. Warren's heirs - Chy.

This cause came on to be heard this day, upon the bill of the complainant, the answer of the guardian ad litem of the infant defendants, the exhibits filed, and was argued by counsel; and it appearing that the subpoena issued in this cause has been duly served upon all of the defendants who are residents of this State, and that more than the month has elapsed since such service, & they still failing to answer the complainant's bill, the same is taken for confessed as to them; And it also appearing, that the order of publication heretofore entered against the absent defendants has been duly posted & published and that more than one month has elapsed since the completion of the said publication, & they still failing to appear and answer the said bill, the same is also taken for confessed as to them; And it also appearing that the purchase money contracted by the complainant to be paid to Thomas Warren, the ancestor of the defendants, for the land in the bill mentioned, has been paid; It is therefore adjudged, ordered, & decreed, that the defendants convey to the complainant, by deed with covenants of general warranty, the legal title to the land in the bill mentioned, according to the course and distance, and description, shewn by exhibit (B.) filed with the said bill; And some of the defendants being residents of other States, so that ^{said} ~~the~~ deed cannot ^{be} conveniently executed by all of the defendants, it is further adjudged & decreed, that Peter C. Johnston, who is hereby appointed a com-

= misnomer for the purpose, execute & acknowledge for
record a deed, with covenants of special warranty, the
conveying to the complainant the legal title to the land
in the bill & said exhibit (B) mentioned & described,
and report the same to the Court at its next term;
till which time this cause is continued.

Wm R. Graham

vs. } Deceit.

Jh. Warden's heirs

May term 1866.

Entered Page 452

See County Court Clerks office the 8th day of January 1866,

Benjamin F. Tate, personally appeared before the undersigned clerk of the County Court of See County, and made Oath that Matthew Warren, Rodney Warren, Mariam Jones, The unknown heirs of Buddoth Blakemore, Joshua Scofield and Adie Scofield his wife, and Susan Smith are not inhabitants of the State of Virginia as he is informed, and believes.

Given under my hand the day and date above

Henry J. Morgan Clerk

William R. Graham

vs. { Affidavit
3

Mathew Warren et al

Wm. R. Graham vs. Tho: Warren's heirs - Chy

The undersigned, appointed by a decree in this cause to execute a deed of conveyance to the Compt. William R. Graham of the land in the bill mentioned, respectfully reports:

That on the 4th day of June 1866 he executed, as Commissioner appointed by said decree, a deed of conveyance to the said Graham of the land in the bill mentioned according to the courses & distances mentioned in exhibit (B.) filed in the cause, with covenants of special warranty, and on the same day acknowledged the same for record before the Clerk of this Court - which deed, with the certificate of its acknowledgment, is herewith filed.

Which is respectfully submitted.

June 22nd 1866,

R. C. Johnston
Comm.

W. R. Graham

ii. } Comm^{rs} Report.

Thos. Warren's heirs

Deed filed.

Know all men by these presents, that I
Thomas Warren of Lee County State of
Virginia are held & firmly bound unto
William R Graham of the same County and
State of Virginia in the sum & full sum
of one thousand dollars. Current Money
of Virginia to which payment he binds himself
his heirs Executors Administrators or Assigns
to be made by these Conditions, and dated this 30th
day of March 1855 -

The Condition of the above bond is such
whereas the said Thomas Warren hath this
day bargained & sold unto the said William
R Graham one Tract of parcel of Land
lying & being in Lee County Virginia Containing
one hundred acres be the same more or
less Lying on the South Side of Pawlet River
in the said County and bounded as followeth
to wit beginning at Three Lynns & a Sugar Tree on
the South bank of the said River nearly
opposite to the middle of Dickinsons Land and
~~the said~~ South west Corner to a covecumber
Tree on a branch running down from Pertheyna
Edwards thence at 35° W. to two Sawwoods and
a black oak on a cleft of the River opposite
to John Hamblen, thence up the River at 35°
~~at 35°~~ running up the said River to the
beginning the said Thomas Warren doth bind
himself his heirs Executors Administrators or
assigns to make a good Lawfull Warranty
deed to the above mention Land in the above
bond & the said Title is to be made unto
William R Graham by the 25th Day of Decr
1859

Given under my hand and seal this 30th
Day of March 1855 - J. D. Worrie Seal

Test
D. J. Paton
Wm. Rutherford
mark

Now If the said Thawag was or doth make
or cause to be made ^{the letter of the within said} by the said mention of
in the above band then the within obligation
to sayd otherwise to remain in full force
and Virtue

Test
D. J. Paton
Wm. Rutherford
mark

J. D. Worrie Seal

Thomas Warren
To bind
To Wm. A. Graham

Mathew Warren
Rodney Warren
Marium Jones
Teresa Daugherty
The undersigned being of
Burdett Blakemore
Sworn to Nov 26th 1864

\$50.00

By the 15th Day of November next
I bind my self to pay Thomas Warren
fifty Dollars which may be discharged in
goods and Comd ^{at two shillings per Bushel} cleared at said Warrens
house for value received with my hand
I seal this 30th Day of March 1855 -

L. E. T

L. E. T

Mr. Thomas, Worcester

\$50.00

By the 25th Day of Decr. next I bind
my self to pay Thomas, warren Fifty Dollars
for value Recd With my hand & seal
This 30th Day of March 1855-

Test

L. J. Tolant }

Paid

William P. Tolant

N.º 2.

January the 28th 1856 Cr. By Cash - - - \$30.00
Cr. By Amt in Salt 5.00
Cr. By Amount 2.50
January 7th 1857 Cr By 23 Bushels Apples 37th 8.62th

within note with Int \$4.44

for note

.65-

\$5.12

\$50.00

By The 15th Day of November in the year
of 1856 I bind my self to pay Thomas Warren
Fifty Dollars which may be discharged in good
~~Sound~~ Sound Corn at Two Shillings per
Bushel Delivered on the Land I have this Day
purchased of the Said Thomas Warren for
Value Received with my hand & seal March 30th
1853 —

Test

L. J. Tuttle

Or By one hundred & Twenty
Bushel Corn at 2/- \$240.00

n^o 3.

W B Graham

or Naty

\$50.00

By the 25th Day of Decr in the year
of 1856 I bind my self to pay Thomas Warner
Fifty Dollars for value Recd with my hand
& seal this 30th Day of March 1856 -

Test

Ll Polut

W. D.

Witnessed July. 14. 18

29

n^o 4.

February the 17. 1847

Cr. By Cash \$25.00

March 15th 1858

to Amt paid H Morgan for Taxes \$5.90

August 1856 Cr By making 3.00

August 1857 Cr By making 1.00

April 1858 2.00

By Cash 5.00

Sheet 2.00

\$33.00

By the 15th Day of November in the year of
1855 I bind my self to pay Thomas Warren Thirty
Three Dollars which may be discharged in good
Sound Corn at Two Shillings per bushel Delivered
on the Land I have ~~the~~ purchased of the said
Thomas Warren for value Recd Witness my
hand & Seal this 30th Day of March 1855 -
Test

D Poter

On the within n^o 5.

\$67.00

By the 25th Day of Decr. in the year of
1857. I bind my self to pay Thomas Warren Secy
Seven Dollars for Value Received with my
hand & seal this 30th Day of March 1858 -

Test

L. L. Polut

Wm. B. P. B. B.

no. 6.

\$18,90

April the 22. 1849
Or. to cash five dollon. the within

February the 3. 1860
Or to cash \$17.06

Cover it the within note \$25 Dollars this the 7 of
August September 1860

\$5.00

\$33.00 by the 15th Day of November in
the year of 1858 I bind my self to pay Thomas
Warren thirty three Dollars which may
be discharged in good sound Corn at two
shillings per Bushel Delivered on the Land
I have this Day purchased of the said Thomas
Warren for value received with my hand &
Seal this 30th Day of March 1855
Test

D. Patent

Paid June the 6. 1840

67	25
52	17.50
	<u>3.00</u>
14.50	22.50

nº 7.

\$34.00

By the 15th Day of November in the year
of 1859 I bind my self to pay Thomas Warren
Thirty Four Dollars which may be paid
in good Sound Com - at two shillings ^{per Bushel} delivered
on the Land I have this Day purchased of the
said Thomas Warren for Valm Reed, Witness
my hand & seal this 30th Day of March 1855 -
Test

L. J. Patrit

Paid June the 6th 1863

№ 8.

\$67.00 by the 25th Day of Decr in the year of 1858
I bind my self to pay Thomas Warren Sisely Seven
Dollars for value Recd with my hand & seal
March 1853 -

Test

William

De Potuit Paid June 9, 1863

April the 22 1859 No. 9

Per to cash five dollars

February the 3. 1860

Per cash \$ 17.50 cts

the 11th in N. 10 \$ 25 Dollars

\$ 5.00. This the 8 of September

\$66.00 By the 25th Day of December in the year
of 1859 I bin. my self to pay Thomas warren
sixty six Dollars for value Reced witness
my hand & seal. 30 march 1855

Test

D. Poteat

Paid June 6, 1863

№ 10,

Beginning at a sugartree buckeye & stake on the bank of the river where the
Old Jones line crosses the same; thence due west 44 poles to a small sugartree
on a line of a 100 acre survey made in the name of Jesse Edwards
& with the same S 58 W 30 poles to a white oak on a line of a
67 acre survey made in the name of Ed. Warren & with the same
N 35 W 96 poles ^{passing a cucumber & sugartree at 10 poles} to 2 Sourwoods & Black oaks on the river bluff
thence N. 35 E. 62 poles to a stake on the Old Jones line & with the same N. 18 W
72 poles to said river & up the same as it meanders to the beginning

3 Lynns
South 85 west, 80 poles to a
cucumber on the branch thence
South 33 West 86 poles to two
sourwoods on the left a part Joel
Taylors thence up the river
with the meanders to the beginning

(13.)

Virginia,

All Rules held in the Clerk's office of the County Court of Lee
County, on the first Monday in January 1866.

William A. Graham,

Plaintiff

against,

Mathew Warren, Rodney Warren, Linda Jones, Mariam Jones,
Theresa Daugherty, the unknown heirs of Purdett Blakemore deceased,
William Warren, Nancy Warren, Theresa Warren, Larkin Warren, Jane Warren,
Martha Warren, Sarah Warren, Susan Warren,
Malinda Warren, Theodocia Warren, and Catharine Warren
heirs at law of Harrison Warren deceased, Joshua Schofield
and Adie his wife, and Susan Smyth. Defendants

In Chancery

The object of this suit, is to recover of the
Defendants a legal title to the lands, mentioned and described
in Complainant's Bill; And it appearing from legal evidence filed in
the cause, that the Defendants, Mathew Warren, Rodney Warren,
Mariam Jones, The unknown heirs of Purdett Blakemore deceased, Joshua
Schofield, and Adie his wife, and Susan Smyth are not inhabitants
of this Commonwealth; It is ordered that they do appear here within
one month after due publication of this order, and do what is
necessary to protect their interest in this suit.

A Copy.

Testo.

Henry J. Morgan Clerk

Virginia Lee County to wit,

Henry J. Morgan Clerk of the County Court of Lee County
this day personally appeared before the undersigned a Justice of the
peace in and for said County and made oath that he ^{gave to} looked on the
15th day of January 1866. (that being Court day) a correct copy of
the within order of publication, ^{at the front door of the court house} given under my hands this 27th
of January 1866.

J. Potter

J. D.

William D. Graham

(410

or
Clerk of Publication

Thomas Morgan Clerk.

January 1866.

See County Court clerk's office the 26th Nov-1864,

William R Graham personally appeared before
the undersigned clerk of See County Court, and made
Oath that Mathew Warren, Rodney Warren, Marion
Jones, Theresa Daugherty and the unknown heirs
of Burdett Blakemore are non-residents of this
commonwealth.

Given under my hand the day above written

Henry J. Morgan clerk

William R Graham

vs. { Affidavit
}

Matthew Warren & others

34
22
88
—
518

Virginia

At Rules held in the clerk's office of the County Court
of Lee County on the first Monday in December 1864,

William R. Graham

Complainant,

Against

Matthew Warren Rodney Warren Lorinda Jones

Mariam Jones, the unknown heirs of Burdett Blakemore

William Warren Nancy Warren Teresa Warren

Sarkin Warren, Jane Warren, Martha Warren

Sarah Warren, Susan Warren, Melinda Warren

Theodosia Warren, Catharine Warren & Theresa Daugherty (Defts)

Inch

The object of this suit, is to obtain a legal title to the land
in the bill mentioned; and it appearing by affidavit
filed in the cause that the defendants Matthew Warren,
Rodney Warren Mariam Jones, Theresa Daugherty and the
Unknown heirs of Burdett Blakemore are non-residents
of this commonwealth They are therefore ordered to appear
here within one month after due publication of this order
and do what is necessary to protect their interest in this suit;

Henry J. Morgan, clerk

Ice county with ²/₃ Henry J. Morgan clerk of Ice County Court, and
made Oath that on the day of 186 he posted a copy
of the within order on the door of the Court house of Ice County
Given under my hand this day of 1865

J. D.

Wm. L. Graham

Order Publication

Jos. Varnum

The Commonwealth of Virginia,

TO THE SHERIFF OF LEE COUNTY, Greeting.:

WE COMMAND YOU TO SUMMON ¹Matthew Warren, ²Adney Warren, ³Lorinda Jones, ⁴Mariam Jones, ⁵Theresa Daugherty, the unknown heirs of Purdell Blakemore decd., ⁶William Warren, ⁷Nancy Warren, ⁸Theresa Warren, ⁹Larkin Warren, ¹⁰Jane Warren, ¹¹Martha Warren, ¹²Carah Warren, ¹³Cusan Warren, ¹⁴Malinda Warren, ¹⁵Theodocia Warren, and ¹⁶Catharine Warren, heirs at law of Harrison Warren decd., ¹⁷Joshua Ocofield, and ¹⁸Adie his wife, and ¹⁹Cusan Cornish

to appear before the Justices of our County Court of Lee county, at the Courthouse, in the Clerk's office at Rules to be holden for the said Court, on the ^{first} Monday in January next, to answer a bill in Chancery exhibited in our said Court against them by William A. Graham

And have then there this writ. WITNESS, HENRY J. MORGAN, Clerk, of our said Court, at the Courthouse, this 2nd day of December 1865, in the 90th year of the Commonwealth.

Henry J. Morgan

Clerk.



(T)

William A. Graham.

30. 300 in Chas

Matthew Warren & als
January Rules 1866.

Executed January 1st 1866, by delivering an office copy ^{each} to
Lorinda Jones, Theresa Dougherty, W^m Warren, Nancy Warren,
Theresa Warren, Larkin Warren, Jane Warren, Martha
Warren, Sarah Warren, Susan Warren, Melinda Warren,
Theodocia Warren, & Catharine Warren.

Not executed on Matthew Warren, Rodney Warren,
Mariam Jones, the unknown heirs of Burdett Blakemore,
Joshua Scofield & Adie his wife, and Susan Smith,
because they are not found in Lee County, not being inhab-
= itants of this State as I am informed.

B. F. Potter
C. C.

Chs 433

The Commonwealth of Virginia,

TO THE SHERIFF OF LEE COUNTY, Greeting:

WE COMMAND YOU TO SUMMON *Matthew Warren, Rodney Warren, Lurinda Jones, Mariann Jones, Theresa Daugherty, the unknown heirs of Purdett Blakemore decd, William Warren, Nancy Warren, Theresa Warren, Larkin Warren, Jane Warren, Martha Warren, Sarah Warren, Malinda Warren, Theodocia Warren, and Catharine Warren heirs at law of Harrison Warren decd, Joshua Cofield, and Adie his wife, and Susan Smith*

to appear before the Justice of our County Court of Lee county, at the Courthouse, in the Clerk's office at Rules to be holden for the said Court, on the *first* Monday in *January* next, to answer a bill in Chancery exhibited in our said Court against *them* by *William A. Graham*

And have then there this writ. WITNESS, HENRY J. MORGAN, Clerk of our said Court, at the Courthouse, this *2nd* day of *December* 186*5*, in the *90th* year of the Commonwealth.

*A copy
Teste -*

Henry J. Morgan Clerk.
Henry J. Morgan Clerk.

The Commonwealth of Virginia,

TO THE SHERIFF OF LEE COUNTY Greeting:

WE COMMAND YOU TO SUMMON *Mathew Warren. Adonay Warren. Lorinda Jones, Mariam Jones. Theresa Daugherty, the unknown heirs of Purdett Blakemore decd. Williams Warren. Nancy Warren. Theresa Warren. Larkin Warren. Jane Warren. Martha Warren Sarah Warren. Susan Warren. Malinda Warren. Theodocia Warren. and Catharine Warren. heirs at law of Harrison Warren decd. Joshua Corfield. and Adie his wife and Susan Smith*

to appear before the Justices of our County Court of Lee county, at the Courthouse, in the Clerk's office at Rules to be holden for the said Court, on the *first* Monday in *January*. — next, to answer a bill in Chancery exhibited in our said Court against *them* by *William A. Graham.*

And have then there this writ. WITNESS, HENRY J. MORGAN, Clerk, of our said Court, at the Courthouse, this *2nd* day of *December* 186*5*, in the *90th* year of the Commonwealth

A copy Teste.

Henry J. Morgan Clerk.
Henry J. Morgan Clerk.

The Commonwealth of Virginia,

TO THE SHERIFF OF LEE COUNTY, Greeting:

WE COMMAND YOU TO SUMMON *Mathur Warren, Rodney Warren, Lurinda Jones, Mariam Jones, Theresa Daugherty, the unknown heirs of Purditt Blakemore deed, William Warren, Nancy Warren, Theresa Warren, Larkin Warren, Jane Warren, Martha Warren, Sarah Warren, Susan Warren, Malinda Warren, Theodocia Warren, and Catharine Warren, heirs at law of Harrison Warren deed, Joshua Schofield, and Adie his wife, and Susan Smith*

to appear before the Justice of our County Court of Lee county, at the Courthouse, in the Clerk's office at Rules to be holden for the said Court, on the *first* Monday in *January*, next, to answer a bill in Chancery exhibited in our said Court against *them* by *William A Graham*.

And have then there this writ.
day of *December*

WITNESS, HENRY J. MORGAN, Clerk of our said Court, at the Courthouse, this *22*
1865, in the *90th* year of the Commonwealth.

Acquitted *Henry J. Morgan* Clerk.
Henry J. Morgan Clerk

The Commonwealth of Virginia,

TO THE SHERIFF OF LEE COUNTY, Greeting:

WE COMMAND YOU TO SUMMON *Mathew Warren, Rodney Warren, Lorinda Jones, Marian Jones, Theresa Daugherty, the unknown heirs of Purdett Blakemore decd, William Warren, Nancy Warren, Theresa Warren, Larkin Warren, Jane Warren, Martha Warren, Sarah Warren, Susan Warren, Malinda Warren, Theopocia Warren and Castamine Warren, heirs at law of Harrison Warren decd, Joshua Scofield and Adie his wife, and Susan Smith.*

to appear before the Justices of our County Court of Lee county, at the Courthouse, in the Clerk's office at Rules to be holden for the said Court, on the *first* Monday in *January* next, to answer a bill in Chancery exhibited in our said Court against *them* by *William A. Graham.*

And have then there this writ. WITNESS, HENRY J. MORGAN, Clerk, of our said Court, at the Courthouse, this *2nd* day of *December* 186*6*, in the *90th* year of the Commonwealth.

A copy.

Teste.

Henry J. Morgan Clerk.

Henry J. Morgan Clerk.

The Commonwealth of Virginia,

TO THE SHERIFF OF LEE COUNTY, Greeting:

WE COMMAND YOU TO SUMMON *Mathew Warren, Rodney Warren, Lorinda Jones, Marians Jones, Theresa Daugherty, the unknown heirs of Burdett Blakemore decd, William Warren, Nancy Warren, Theresa Warren, Larkin Warren, Jane Warren, Martha Warren, Sarah Warren, Susan Warren, Malinda Warren, Phoebe Warren and Catharine Warren heirs at law of Harrison Warren decd, Joshua Cofield and Adie his wife, and Susan Conner,*

to appear before the Justices of our County Court of Lee county, at the Courthouse, in the Clerk's office at Rules to be holden for the said Court, on the *first* Monday in *January* next, to answer a bill in Chancery exhibited in our said Court against *them* by *William A. Graham.*

And have then there this writ. WITNESS, HENRY J. MORGAN, Clerk, of our said Court, at the Courthouse, this *2nd* day of *December* 186*5*, in the *90th* year of the Commonwealth.

Henry J. Morgan Clerk.
A copy. Teste - Henry J. Morgan Clerk.

The Commonwealth of Virginia,

TO THE SHERIFF OF LEE COUNTY, Greeting:

WE COMMAND YOU TO SUMMON *Mathew Warren, Rodney Warren, Lurinda Jones, Mariam Jones, Theresa Daugherty, the unknown heirs of Purdett Oldemor's deed, William Warren, Nancy Warren, Theresa Warren, Larkin Warren, Jane Warren, Martha Warren, Sarah Warren, Susan Warren, Malinda Warren, Theodocia Warren, and Catharine Warren, heirs at law of Harrison Warren deed, Joshua Ochfield, and Adie his wife and Susan Smith.*

to appear before the Justice of our County Court of Lee county, at the Courthouse, in the Clerk's office at Rules to be holden for the said Court, on the *first* Monday in *January* next, to answer a bill in Chancery exhibited in our said Court against *them* by *William F. Graham.*

And have then there this writ.
day of *December*

WITNESS, HENRY J. MORGAN, Clerk of our said Court, at the Courthouse, this *2nd*
186*5*, in the *90th* year of the Commonwealth.

Henry J. Morgan Clerk.
At test. Henry J. Morgan Clerk.

The Commonwealth of Virginia

To the Sheriff of Lee County Greeting

We command you to summon Matthew Warren, Rodney
Warren, Sonoda Jones, Mariam Jones, Theresa Daugherty
the unknown heirs of Burdett Blackmore, William Warren
Nancy Warren, Theresa Warren, Larkin Warren, Jam Warren
Martha Warren, Sarah Warren, Susan Warren, Melinda
Warren, Theodosia Warren, and Catharine Warren to
appear in the clerk's office of the county court of Lee
county at rules to be holden for the said court, on
the first Monday in ^{March} ~~January~~, 1865, to answer a
bill in chancery exhibited in our said court against
them by William R. Graham and have them there
this writ. Witness Henry J. Morgan clerk of
our said court at the court house this 17th day
of December 1864 in the 87th year of the Commonwealth

Henry J. Morgan clerk

A Copy Teste

Henry J. Morgan clerk

The Commonwealth of Virginia

To the Sheriff of Sed County. Greeting

We command you to summon Mathew Warren Rodney
Warren, Lorinda Jones, Marian Jones, Theresa Daugherty
Therunborn himself, Burdett Blakemore, William Warren
Nancy Warren, Theresa Warren, Sarkin Warren, Jan Warren
Matthew Warren, Sarah Warren, Susan Warren, Melinda
Warren, Theodosia Warren and Catharine Warren, to appear
in the clerk's office of the county court of Sed County
at rule to be holden for the said court on the first
Monday in ^{March} ~~January~~ 1865 to answer a bill in
Chancery exhibited in our said court against them
by William R. Graham and have then there this
writ, witness Henry J. Morgan clerk of our said
court at the Court house this 12th day of December
1864 in the 89th year of the Commonwealth

Henry J. Morgan clerk

A Copy Teste

Henry J. Morgan clerk

The Commonwealth of Virginia

To the Sheriff of Lee County Greeting

We command you to summon Matthew Warren, Rodney
Warren, Lorinda Jones, Marian Jones, Theresa Daugherty
the unborn heirs of Burdett Blakemore, William Warren
Nancy Warren, Theresa Warren, Sartin Warren, Jan Warren
Matthew Warren, Sarah Warren, Susan Warren, Melinda
Warren, Theodora Warren, and Catharine Warren to
appear in the clerk's office of the county court of Lee
county at a place to be holden for the said court, on the
first Monday in ~~January~~^{March} 1865 to answer a bill
exhibited in our said court, against them by William
R. Graham, and have them there this writ,
witness Henry J. Morgan clerk of our said court,
at the court house this 12th day of December
1864, in the 89th year of the Commonwealth

Henry J. Morgan clerk

A copy ~~Leate~~

Henry J. Morgan clerk

The Commonwealth of Virginia

To the Sheriff of Lee County, Greeting
We command you to Summon Matthew Warren
Rodney Warren, Lorinda Jones, Marium Jones Theresa
Daugherty, The unknown heirs of Burdett Blackmore
William Warren, Nancy Warren, Theresa Warren, Larkin
Warren, Jane Warren, Martha Warren, Sarah Warren
Susan Warren, Malinda Warren, Theodocia Warren
and Catharine Warren to appear in the clerk's
office of the County Court of Lee County, on the first
Monday in ^{March} ~~January~~ 1865, to answer a bill in
chancery exhibited ^{in our said court} against them by William P. Gra-
ham, and have their thereto writ, return of
Henry J. Morgan clerk of our said court at the
Court House this 12th day of December 1864, in the
89th year of the Commonwealth,

Henry J. Morgan clerk

William R. Graham

vs. ~~Spa~~ in Chi

Matthew Warren & others
March
~~Remedy~~ Rules 1860,

The Commonwealth of Virginia

To the Sheriff of Lee County Greeting

We command you to Summon Matthew Warren Rodney
Warren, Sorinda Jones, Mariam Jones, Theresa Daugherty
The unknown heirs of Burdett Blakemore, William Warren
Nancy Warren, Theresa Warren, Sartin Warren, Jane
Warren, Martha Warren, Sarah Warren, Susan Warren
Melinda Warren, Thesdicia Warren, and Catharine Warren
to appear in the clerk's office of the County Court of
Lee county at ones to be holden for the said Court
on the first Monday in ^{March} ~~January~~ 1865, to answer a
bill in chancery exhibited in our said Court against
them by William R. Graham, and have them
thus this writ, Witness Henry J. Morgan clerk
of our said Court at the Court House this 12th day
of December 1864, in the 89th year of the Commonwealth

Henry J. Morgan clerk

A Copy Teste

Henry J. Morgan clerk

The Commonwealth of Virginia

To the Sheriff of Lee County Greeting

We command you to summon Matthew Warren, Rodney
Warren, Lorinda Jones, Marian Jones, Theresa Dugherty,
The unknown heirs of Burdett Blackson, William
Warren, Nancy Warren, Theresa Warren, Sarkin Warren,
Jane Warren, Martha Warren, Sarah Warren, Susan
Warren, Melinda Warren, Theodocia Warren and Catherine
Warren, to appear in the clerk's office of Lee County Court
at rules to be holden for the said court on the first mond-
ay in ^{March} January 1865 to answer a bill in chancery
exhibited in our said court against them by
William R. Graham, and have then and there
this writ writen Henry J. Morgan clerk of our
said court at the court House this 12th day of Decem-
ber 1864 in the 89th year of the Commonwealth

Henry J. Morgan clerk

A Copy Teste

Henry J. Morgan clerk

The Commonwealth of Virginia

To the Sheriff of Lee county Greeting

We command you to Summon, Matthew Warren, Rodney Warren, Lorinda Jones, Marian Jones, Theresa Daugherty the unknown heirs of Bursett Bladenmore, William Warren Nancy Warren, Theresa Warren, Sarten Warren, Jane Warren, Martha Warren, Sarah Warren, Susan Warren Melinda Warren, Theodosia Warren and Catherine Warren to appear in the clerk's office of the county court of Lee county at ^{for the said court} ~~rules to be held~~ on the first Monday in ^{March} ~~January~~ 1865, to answer a bill ^{in chancery} exhibited in our said court against them by William R Graham and have them there this with witness Henry J. Morgan clerk of our said court at the Court House this 12th day of December 1864 in the 89th year of the Commonwealth

Henry J. Morgan clerk

Alofy Teste

Henry J. Morgan clerk

The Commonwealth of Virginia

To the Sheriff of Lee County Greeting

We command you to summon Matthew Warren, Rodney Warren, Corinda Jones, Marian Jones, Theresa Daugherty, The unknown heirs of Burdett Clakernore, William Warren, Nancy Warren, Theresa Warren, Jarkin Warren, Jane Warren, Martha Warren, Sarah Warren, Susan Warren, Melinda Warren, Theodosia Warren and Catharine Warren to appear in the clerk's office of the County Court of Lee County at noon to be holden for the said Court on the first Monday in ^{March} ~~January~~ 1865 to answer a bill in chancery exhibited on our said Court against him by William R. Graham and have them then and there this writ writ of Henry J. Morgan clerk of our said Court, at the Court House this 11th day of December 1864 in the 89th year of the Commonwealth

Henry J. Morgan clerk
Attest Teste H. J. Morgan clerk

The Commonwealth of Virginia

To the Sheriff of Lee county Greeting

We command you to Summon Matthew Warren
Rodney Warren, Lorinda Jones, Mariam Jones, Theresa
Daugherty, the unknown heirs of Burdett Blakemore
William Warren, Nancy Warren, Theresa Warren
Larkin Warren, Jane Warren, Martha Warren, Sarah
Warren, Susan Warren, Melinda Warren, Theodocia
Warren and Catharine Warren, to appear in the
clerk's office of the County Court of Lee county at once
to be holden for said Court on the first Monday in
^{March} ~~January~~ 1865 to answer a bill in Chancery exhib-
ited in our said Court against them by William
R. Graham, and have then there this writ, Witness
Henry J. Morgan Clerk of our said Court, at the
Court house this 12th day of December 1864 in the
89th year of the Commonwealth.

Henry J. Morgan Clerk

A copy Teste - Henry J. Morgan Clerk

The Commonwealth of Virginia

To the Sheriff of Lee County, Greeting

We command you to Summon Matthew Warren, Rodney
Warren, Lorinda Jones, Mariam Jones, Theresa Daugherty,
the unknown heirs of Birdett Blakemore, William
Warren, Nancy Warren, Theresa Warren, Sartin Warren,
Jane Warren, Martha Warren, Sarah Warren, Susan
Warren, Melinda Warren, Theodocia Warren, and Catharine
Warren, to appear in the clerk's office of the county
court of Lee county at rules to be holden for said court
on the first Monday in ^{March} ~~January~~ 1865, to answer a
bill in chancery exhibited in our said court against
them by William R. Graham, and have them there
this writ, Witness Henry J. Morgan clerk of our said
court, at the Court House, this 12th day of December
1864 in the 89th year of the Commonwealth

Henry J. Morgan Clerk

A Copy Teste

Henry J. Morgan Clerk

The Commonwealth of Virginia

To the Sheriff of Lee County Greeting

We command you to Summon Matthew Warren, Rodney
Warren, Lorinda Jones, Mariam Jones, Theresa Daugherty,
The unknown heirs of Benedict Blakemore, William War-
ren, Nancy Warren, Theresa Warren, Sartin Warren,
Jane Warren, Martha Warren, Sarah Warren, Susan
Warren, Melinda Warren, Theodosia Warren and
Catharine Warren, to appear in the clerk's office of the
County Court of Lee County at rules to be holden for said
Court on the first Monday in ^{March} ~~January~~ 1865 to answer
a bill in chancery exhibited in our said court against
them by William R. Graham, and leave them there this
write, Witness Henry J. Morgan clerk of our said
court at the Court House this 12th day of December
1864, in the 89th year of the Commonwealth.

Henry J. Morgan clerk

A copy Teste

Henry J. Morgan clerk

The Commonwealth of Virginia

To the Sheriff of Lee County Greeting

We command you to summon, Matthew Warren, Rodney Warren,
Lorinda Jones, Marian Jones, Theresa Daugherty, Thea Brown
Wife of Benedict Blakemore, William Warren, Nancy Warren,
Theresa Warren,arkin Warren, Jane Warren, Martha Warren,
Sarah Warren, Susan Warren, Melinda Warren, Theodocia Warren
and Catharine Warren, to appear in the Clerk's office of the
County Court of Lee County at rules to be holden for the
said court on the first Monday in ^{March} ~~January~~ 1865 to
answer a bill in chancery exhibited in our said court
against them by William R. Graham and have
then return this writ, Witness Henry J. Morgan
Clerk of our said court at the Court house this 12th day
of December 1864, in the 89th year of the Commonwealth

Henry J. Morgan Clerk

A Copy Teste

Henry J. Morgan Clerk

Virginia

Washington County, to wit:

I do hereby certify that this article
of order has been published for
weeks successively in the "Virginia"
a newspaper published in the town
of Brown under my hand and
seal in 1866.

Geo. Morgan

Ch. Sec. "Virginia"

VIRGINIA:—At Rules held in the Clerk's
office of the County Court of Lee county,
on the first Monday in January, 1866:

William R. Graham,

Plaintiff,

AGAINST

Mathew Warren, Rodney Warren, Lorinda
Jones, Marian Jones, Theresa Daugherty, the
unknown heirs of Burdett Blakemore, dec'd,
William Warren, Nancy Warren, Theresa
Warren, Larkin Warren, Jane Warren, Mar-
tha Warren, Sarah Warren, Susan Warren,
Malinda Warren, Theodocia Warren, and
Catharine Warren, heirs at law of Harrison
Warren, dec'd, Joshua Schofield and Adie his
wife, and Susan Smyth, Defendants.

IN CHANCERY.

The object of this suit, is to recover of the
defendants, a legal title to the lands mention-
ed and described in complainant's bill: And
it appearing from legal evidence filed in the
cause, that the defendants Mathew Warren,
Rodney Warren, Marian Jones, the unknown
heirs of Burdett Blakemore, dec'd, Joshua
Schofield and Adie his wife, and Susan Smyth,
are not inhabitants of this Commonwealth, it
is ordered that they do appear here within one
month after due publication of this order, and
do what is necessary to protect their interest
in this suit.

A Copy.—Terte,

HENRY J. MORGAN, Ck.

Jan. 26, 1866—4w

